

Customer No.:  
026304

PTO/SB/13/PCT (10-00)

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**REQUEST FOR FILING A CONTINUATION OR DIVISION OF AN INTERNATIONAL APPLICATION**

DOCKET NUMBER	ANTICIPATED CLASSIFICATION OF THIS APPLICATION		PRIOR APPLICATION EXAMINER	ART UNIT
	CLASS	SUBCLASS		
HERR 20.471				

Address to:

Assistant Commissioner for Patents  
Washington, D.C. 20231

19972 U.S. PTO  
10/609195  
06/26/03

This is a request for filing a  continuation  divisional application under 37 CFR 1.53(b) of pending prior international application Number PCTEP02/07169, filed on 06/28/2002 entitled PROBIOTIC STRAINS, A PROCESS FOR THE SELECTION OF THEM, COMPOSITIONS THEREOF, AND THEIR USE, which designated the United States.

Note: 37 CFR 1.53(d) cannot be used to file a continuation or divisional application of an international application which has not entered the national stage.

CLAIMS	(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS
	TOTAL CLAIMS (37 CFR 1.16(c))	38 - 20 =	18	x \$ 9 =	\$ 162.00
	INDEPENDENT CLAIMS (37 CFR 1.16(b))	7 - 3 =	4	x \$ 42 =	168.00
	MULTIPLE DEPENDENT CLAIMS (if applicable) (37 CFR 1.16(d))			+ \$ 280 =	280.00
			BASIC FEE (37 CFR 1.16(e))	+ 375	
			Total of above Calculations =	985.00	
	Reduction by 50% for filing by small entity (Note 37 CFR 1.27).				
			Total =	985.00	

1. Enclosed are the specification, claims and drawing(s).
2.  Applicant claims small entity status. See 37 CFR 1.27.
3.  The Commissioner is hereby authorized to charge any fees which may be required under 37 CFR 1.16 and 1.17, or credit any overpayment to Deposit Account No. 50-1290. A duplicate copy of this sheet is enclosed.
4.  A check in the amount of \$ \_\_\_\_\_ is enclosed.
5.  Payment by credit card. Form PTO-2038 is attached.
6.  Application Data Sheet is enclosed. See 37 CFR 1.76.
7.  Amend the specification by inserting before the first line the sentence: "This application is a  continuation  division of international application number PCTEP02/07169, filed June 28, 2002 (status, abandoned, pending, etc.)."

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Burden Hour Statement: This form is estimated to take 0.5 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

## REQUEST FOR FILING A CONTINUATION OR DIVISION OF AN INTERNATIONAL APPLICATION

8.  A declaration under 37 CFR 1.63 is enclosed.

9.  Priority of foreign application number \_\_\_\_\_, filed on \_\_\_\_\_ in \_\_\_\_\_ is claimed under 35 U.S.C. 119(a)-(d).

The certified copy is enclosed.

10.  A preliminary amendment is enclosed.

11.  Also enclosed: INFORMATION DISCLOSURE STM. & FORM PTO-1449, ASSIGNMENT & RECORDATION FORM PTO-1595, ITEMIZED POSTCARD

Address all future correspondence to: (May only be completed by applicant, or attorney or agent of record).

Customer No.: 026304; Katten Muchin Zavis Rosenman 575 Madison Avenue

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**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

June 26, 2003

\_\_\_\_\_  
Date



\_\_\_\_\_  
Signature

\_\_\_\_\_  
Thomas J. Bean

\_\_\_\_\_  
Typed or printed name

Inventor(s)/Applicant(s)

Assignee of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).

Attorney or agent of record

Filed under 37 CFR 1.34(a)  
Registration number if acting under 37 CFR 1.34(a).\_\_\_\_\_.

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required.  
Submit multiple forms if more than one signature is required, see below\*.

\*Total of \_\_\_\_\_ forms are submitted.